



TOWN OF DALTON

Town Hall
462 Main Street
Dalton, MA 01226-1601

Telephone (413) 684-6111

Animal Control, Ext. 28
Board of Assessors, Ext. 10
Board of Appeals, Ext. 29
Health Dept., Ext. 20
Inspection Services, Exts. 27 and 29
Planning Board, Ext. 29
Treasurer, Ext. 18

Fax (413) 684-6107

Town Manager, Ext. 12
Town Accountant, Ext. 17
Town Clerk/Registrar, Ext. 15
Town Collector, Ext. 25
Traffic Comm., Ext. 30
Select Board, Ext. 13
Other Boards, Ext. 11

February 25, 2019

MuckRock News
DEPT MR 69836
411A Highland Avenue
Somerville, MA 02144-2516

mailto:69836-0311 6502@requests.muckrock.com

Re: Town of Dalton- Public Records Request

Massachusetts Public Records Law Request: Adoption of G.L. Chapter 258, Section 13, or G.L. Chapter, 41, Section 100.

Dear MuckRock News:

The Town of Dalton ("Town") is in receipt of a public records requests from you dated February 25, 2019, and received by the Town on February 25, 2019.

Summary of Request

In your request, you seek the following records:

Adoption of G.L. Chapter 258, Section 13, or G.L. Chapter, 41, Section 100.

Please be advised that the Town's duty to respond to records requests extends only to records that are in existence and in the custody of the Town, and the Town is under no obligation to create records in response to your request. See "A Guide to the Massachusetts Public Records Law", January, 2017, published by the Secretary of the Commonwealth, at page 3.

The Town has reviewed your request, and based upon its initial review, anticipates that it may have records responsive to your request. Responsive records that are subject to mandatory disclosure under the Public Records Law will be provided upon payment of any applicable fees (outlined below). Where permitted by law, however, such records or material contained therein may be withheld or redacted under any of the exemptions to the Public Records Law, other applicable provisions of law, and/or common law privileges, such as the attorney-client privilege. See G.L. c. 4, §7(26); Suffolk Construction Co. v. Div. of Capital Asset Mgmt., 449 Mass. 444, 449-450 (2007); 950 CMR 32.06(3). The Town reserves the right to identify and assert any other applicable exemptions, as it conducts further search and review. In accordance

with G.L. c. 66, §10(a)(iv), nothing herein shall limit the Town's ability to redact or withhold information in accordance with state or federal law.

The Town anticipates producing the following categories/types of records: Adoption of G.L. Chapter 258, Section 13, or G.L. Chapter, 41, Section 100.
during the period outlined in the request.

Fee Estimate

It is estimated that it will cost the Town \$9.00 to comply with your request. That amount is broken down as follows:

Employee search, segregation, and redaction time: .5 hours at \$17.79/hour = \$ 8.90 (G.L. c. 66 §10(d)(iii))

Copies: Two (2) at \$0.05/page = \$.10 (950 CMR 32.07(2)(e))

The employee search and segregation time quoted above is charged at the hourly rate of the lowest paid person capable of compiling, segregating, redacting and reproducing responsive records, in accordance with 950 CMR 32.07(2)(i). Such hourly rate shall not exceed \$25/hour unless otherwise authorized by the Supervisor of Records.

Please note that because the Town has less than 20,000 residents, pursuant to the last Decennial U.S. Census, you will be charged for all hours of work associated with this request. The Town's population as of the last Decennial U.S. Census was 6,756.

Upon receipt of your payment in the amount of \$9.00 the Town will begin the work necessary to search, segregate, and redact (where appropriate) the documents you have requested. If the Town does not receive your payment within five (5) business days of the date of this letter, it may petition the Supervisor of Public Records for additional time to respond to your request, unless you otherwise voluntarily agree in writing to an extension of time for the Town to respond. Please contact me if you are amenable to a voluntary extension of time. It is anticipated that the Town shall produce the requested records, subject to withholding or redaction, within ten (10) business days of receiving payment.

You may appeal this response to the Supervisor of Public Records pursuant to 950 CMR 32.08(1)(d). By law, the Supervisor is required to respond within ten (10) business days of receipt of your appeal. You may also seek judicial review of an unfavorable response by commencing a civil action in the superior court, under G.L. c. 66, §10A(c).

Very truly yours,


Deborah J. Merry
RECORD ACCESS OFFICER